

On September 9, 1986 at about 12:26 AM while on duty, I, Sgt. Vasquez, was responding to a stabbing call at Jovita's Place located on the 200 Blk. of North Illinois Ave., I observed a green colored pickup pulling out of the parking lot. As I observed the green colored pickup travel north bound, I saw that it was on the wrong side of the street. As said vehicle approached the intersection of Illinois Ave. and Hidalgo St., I noticed a white colored vehicle, which was turning south onto Illinois Ave., move out of the way to keep from being hit by said pickup. Upon observing this fact, I decided to follow said pickup. I then informed our dispatcher by unit radio that I would be following a green pickup which had pulled out from Jovita's Place. As said vehicle approached Cameron St., I noticed that said vehicle was going from side to side. I then activated my unit's emergency overhead lights to alert the driver to stop. As we approached Starr Street (still traveling on N. Illinois St.), vehicle made a left hand turn onto Starr Street. I then noticed Officer Gutierrez' unit, which had his unit's emergency overhead lights also activated, coming towards us. He then parked in at an angle to block said vehicle. I then advised our dispatcher of the license plates said vehicle was displaying, 9384-EF, and brought my unit to stop and exited my unit. As I noticed that subject was not going to stop, I ran towards the driver's side, unholstered my weapon, pointed it towards the driver and ordered him to stop the vehicle. As he came to a complete stop in the middle of the street, I ordered him to exit the vehicle. He looked at me and stated in Spanish, "No puedo." As he stated this, I noticed that the driver's side door had a wire wrapped around it to keep it closed. I yanked on the door and opened it keeping my weapon pointed at the driver. I again informed him to step out in Spanish, "salte ven desposito." As he stepped out of the truck, I patted him down for any weapons using my left hand. I noticed Officer Gutierrez next to me so I reholstered my weapon and did a complete pat down on the subject. I informed driver, whom I recognized as Pete Hinojosa, that I had stopped him because he was driving from side to side. He replied, "Ya voy pa la casa" in a slurred type of voice with a strong odor of alcohol coming from his breath. I then informed Mr. Hinojosa that he was under arrest for Driving while intoxicated. Once I had Mr. Hinojosa

CHARGES FILED DRIVING WHILE INTOXICATED

FINGERPRINTED BY Alejandro Moreno

☐ NOT FINGERPRINTED

SIGNATURE AND DEPT. OF
OFFICER MAKING REPORT

Sgt. Vasquez

ID NO.

104

DATE OF
REPORT

11-09-86

DPS Case Report
 Driving While Intoxicated DOA 11/09/86
 ALFREDO HINOJOSA DOB 9/21/61

handcuffed, I ordered Officer Gutierrez to go and protect the scene at Jovita's Place. I then escorted Mr. Hinojosa towards my unit and placed him inside. Noticing that Mr. Hinojosa's truck was in the middle of the street, I decided to move it to the drive thru outlet of the Hidalgo Bank. I then responded to Jovita's Place to back up Officer Gutierrez in the stabbing call. Upon arrival, I made contact with Officer Gutierrez who informed me that we did have a male subject who had been stabbed. I immediately got my first aid kit from the trunk of my unit walked inside and attempted to give first aid to the subject. I noticed Officer R. Valdez arrive so I ordered him to keep an eye on the male subject I had arrested since he was in my patrol unit. I also ordered Officer Gutierrez to start identifying everyone in the bar. I also informed our dispatcher that we needed an investigator as soon as possible at our location. Being unable to get a pulse on the male subject, I discontinued my first aid procedures. I then instructed Officer R. Valdez not to let anyone in or out said place to standby until we got an investigator at the scene while I took the male subject to the police department. I then transported Mr. Hinojosa to the police department where I placed him in our cell and informed our dispatcher to renotify our Chief and tell him that I strongly believed that the male subject was going to die. I then responded back to where I had left the truck and started to inventory it. I informed Officer R. Valdez and R. Gutierrez that Inspector Vargas was enroute to their location. Upon inventorying Mr. Hinojosa's vehicle, I found a gold colored knife under the seat which had blood stains on it. I informed Officers that a weapon had been found and might be the weapon used. I then requested for a camera to take pictures of the truck and weapon. Vehicle was picked up by Juan's Wrecker Service and brought to the police department for processing. Inspector Vargas later removed the weapon. Due to his call and other calls we handled during our shift, which was very busy, I was not able to give Mr. Hinojosa an intoxilyzer test for the alcohol on his breath. Later, Pete Hinojosa was identified as Alfredo Rivera Hinojosa alias Freddy Rivera.

NOTE: After being informed of his rights, Mr. Hinojosa admitted to Inspector Vargas and me of the stabbing. (We are witnesses of his admission)

J.V.

A TRUE COPY I CERTIFY
 ARTURO GUJARDO JR.
 COUNTY CLERK
 2008 JAN 16 AM 11 36
 HIDALGO COUNTY, TEXAS
 DEPUTY

Docket No. _____

Case No. 86-08-422

Mercedes Police Department

Arrest Record

Name Alfredo Hinojosa										Alias:	
Address 1245 S. Georgia Mercedes, Texas										Phone ---	Date: 8-11-86
Occupation Labor			Social Security No. -----			D.L. No. And State -----				Time: 8:30 PM	
Age 24	Race W	Sex M	Eyes Brn	Hair Blk	Hgt. 5'2"	Wt. 155	DOB 9-21-61	Place of Birth Illinois		Marks-Tattoos both arms and chest	
Offense CRIMINAL MISCHIEF							Where Committed 1245 S. Georgia				
Where Arrested Mercedes							How Arrest Made <input checked="" type="checkbox"/> Sight () Warrant () SPA () Other				
Complainant: R. Gutierrez Jr.					Address c/o Mercedes Police Dept.					Phone 565-3102	
Witness:					Address					Phone	
Witness:					Address					Phone	
Vehicle Impounded:											
Year:		Make:		Model:		Lic.:		Where:			
Property Taken:										By:	
										Bag No.	
Property Returned:								Prisoner's Signature:			
Date:		Time:		by:							
Prisoner Released								Disposition			
Date: 8-12-86		Time: 9:30 PM		by: R. Gutierrez Jr.		Transported to county					
Synopsis: (use back if needed)											
On 8-11-86 at about 8:30 PM, reporting officer arrested Alfredo Hinojosa for											
Criminal Mischief. Subject when arrested began to kick Unit P-10's right rear door											
with his feet. Officer transported the subject to the police department where he was											
booked and incarcerated for said charge.											
										Rt. Index	
Arresting Officer: Robert Gutierrez Jr.					Approved:						

MPDF-407

Mercedes Police Department

OFFENSE REPORT

Criminal Mischief

Classification

NO. 86-08-056

1 COMPLAINANT'S NAME (Firm name if business) City of Mercedes		2 AGE	DESCENT	SEX	D O B	3 PHONE (Business) 565-3102
4 COMPLAINANT'S ADDRESS 323 S. Ohio St.		5 CITY Mercedes, Texas				6 PHONE (Residence)
7 COMPLAINANT'S BUSINESS, EMPLOYMENT OR SCHOOL Police Dept.		8 OBJECT OF ATTACK (Burglary, theft, assault, etc.) Criminal Mischief				
9 PLACE WHERE OFFENSE OCCURRED 1245 S. Georgia		10 TYPE OF BUILDING (Residence, store, bank, etc.) Police unit				
11 REPORTED BY Ptlm. R. Gutierrez Jr.		PHONE 565-3102		12 REPORTED TO Mercedes P.D.		
13 DAY, DATE AND TIME OF OFFENSE Monday 8-11-86 8:19 PM		14 DAY, DATE AND TIME OF REPORT Monday 8-11-86 11:36 PM				
15 BODILY INJURIES TO		HOSPITAL?		16 HOW REPORTED (In person, phone, on view, other) Radio		
17 M/O (How done - force used - at what point - with what tool or weapon - other acts or trade marks) Male subject kicked right rear door to unit P-10 from inside.						
18 EXACT WORDS USED BY OFFENDER						

19 VEHICLE INVOLVED IN OFFENSE (Year - color - make - model - auto license no. - year - state) 1982 Chrysler Diplomat Unit P-10		Complainant's <input type="checkbox"/> Suspect's <input type="checkbox"/>	
20 DIRECTION OF FLIGHT <input type="checkbox"/> N <input type="checkbox"/> E <input type="checkbox"/> S <input type="checkbox"/> W <input type="checkbox"/> AUTO <input type="checkbox"/> FOOT STREET OR ROAD <input type="checkbox"/> UNK. <input type="checkbox"/> OTHER		21 WILL COMPLAINANT PROSECUTE? YES	
22 NAME AND ADDRESS OF SUSPECT(S) - OR AGE DESCENT SEX DESCRIPTION		23 22 CIRCLE IF SUSPECT IS Employee - Relative - Acquaintance	

24 WITNESSES NAME	BEST CONTACT ADDRESS	AGE	BEST PHONE	OTHER PHONE	PARENT OR GUARDIAN?

25 NARRATIVE (Write in any available details not covered above)

On 8-11-86 at about 11:36 PM, reporting officer was informed by Officer J. De Leon of damage done to Unit P-10. The damage was done by a male subject that had been arrested earlier. Officer made an offense report and issued a case number.

26 INVESTIGATING OFFICER(S)		26 REPORT MADE BY	Robert Gutierrez Jr.	DATE	8-11-86
27 CASE FILED		28 THIS CASE IS	29 APPROVED BY		
Yes <input type="checkbox"/>	No <input type="checkbox"/>	Cleared by arrest <input checked="" type="checkbox"/>	Unfounded <input type="checkbox"/>	Inactive <input type="checkbox"/>	Other <input type="checkbox"/>
86-08-422					

Use supplementary report for additional information not covered above.

SUPPLEMENTARY REPORT

NO. _____

Criminal Mischief

Classification

NO. 86-08-056

Name of Complainant

Address

Phone No.

City of Mercedes

c/o Mercedes Police Dept.

565-3102

Offense

DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.:
(Investigating Officer must sign)

Page No. _____

Date August 11, 19 86

On August 11, 1986 at about 11:36 PM, reporting officer was at the squad room working on paperwork. I was then informed by Officer J. De Leon that there was damage done to unit P-10. The damage was done to the right rear door of said unit. Also the subject that did the damages was Alfredo Hinojosa. The subject had been arrested at 1245 S. Georgia in reference to other charges. When this officer put the subject into the unit and assisted other officers at that location, I noticed that the subject Hinojosa was kicking the unit door with his feet. The subject was handcuffed and arrested at this time. I then informed the subject to stop several times until he did. The subject was then transported to the P.D. where he was booked and incarcerated for other damages.

NOTE: The damage done to the door is minor. The door is bent from the top upper right hand corner and comes loose.

No further action taken.

25 INVESTIGATING OFFICER(S) _____ 26 REPORT MADE BY Roberto Gutierrez Jr. DATE 8-11-86

27 CASE FILED

28 THIS CASE IS

Active ☐

29 APPROVED BY

Yes ☐ No ☐ Cleared by arrest ☐ Unfounded ☐ Inactive ☐ Other ☐

SUPPLEMENTARY REPORT

Criminal Mischief

Classification

NO. 86-08-056

Name of Complainant

Address

Phone No.

City of Mercedes

c/o Mercedes Police Dept.

565-3102

Offense

DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.:
(Investigating Officer must sign)

Page No.

Date August 12, 19 86

On August 12, 1986, I photographed Unit #10 which had been damaged the day before by Alfredo Hinojosa of Mercedes. I was informed that the damages were caused by Mr. Hinojosa kicking the door while he was under arrest and in the unit's back seat. The back right rear door had damages to the top.

I then sent the unit to Weslaco Motors located at 2401 E. Expressway in Weslaco, Texas for a written estimate on the damage to the door. It was estimated by them that it would cost \$30.00 to fix the unit, to wit: 1986 Dodge Diplomat bearing TX Exempt plates 496-446, was later repaired.

25 INVESTIGATING OFFICER(S)

26 REPORT MADE BY

Inspector N. Vargas Jr. DATE 8-12-86

27 CASE FILED

28 THIS CASE IS

Active ☐

29 APPROVED BY

Yes ☐

No ☐

Cleared by arrest ☐

Unfounded ☐

Inactive ☐

Other ☐

SUPPLEMENTARY REPORT

NO. _____

Criminal Mischief

Classification

NO. 86-08-056

Name of Complainant

City of Mercedes

Address

c/o Mercedes Police Dept.

Phone No.

565-3102

Offense

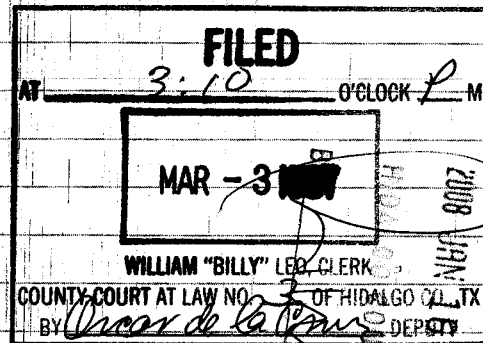
DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.:
(Investigating Officer must sign)

Page No. _____

Date August 12, 19 86

On August 12, 1986, a complaint was filed against Alfredo Hinojosa for Criminal Mischief.

Alfredo Hinojosa was taken before Municipal Judge Flores whom set bond at \$200.00 for the Criminal Mischief. He was later transported to the Hidalgo County Jail in Edinburg, TX.



A TRUE COPY I CERTIFY
ARTURO GUJARDO JR.
COUNTY CLERK

25 INVESTIGATING OFFICER(S) _____

26 REPORT MADE BY

Luis Chacon

DATE 8-12-86

27 CASE FILED

28 THIS CASE IS

Active ☐

29 APPROVED BY

Yes ☐ No ☐ Cleared by arrest ☐ Unfounded ☐ Inactive ☐ Other ☐



**GARY FITZSIMMONS
DALLAS COUNTY DISTRICT CLERK**

FELONY RECORD SEARCH CERTIFICATE

**THE STATE OF TEXAS
COUNTY OF DALLAS**

**I, GARY FITZSIMMONS, CLERK OF THE DISTRICT COURTS OF DALLAS COUNTY, TEXAS,
DO HEREBY CERTIFY THAT A SEARCH OF THE INDEXES FROM 1973 THROUGH THE
PRESENT DATE REFLECTS THE FOLLOWING:**

ESCAMILLA ELIEZAR A WM 100557 F-9775621 FL BURG HAB PGBC

**THE UNDERSIGNED DOES NOT ASSUME ANY LIABILITY FOR OMISSION OR ERROR IN
THE ABOVE STATEMENT.**

**GIVEN UNDER MY HAND AND SEAL OF SAID COURT, IN DALLAS, TEXAS, THIS
THE 20TH DAY OF DECEMBER, 2007**

**GARY FITZSIMMONS, DISTRICT CLERK
DALLAS COUNTY, TEXAS**

**BY: [Signature]
DEPUTY**



**GARY FITZSIMMONS
DALLAS COUNTY DISTRICT CLERK**

GREG ALLBRIGHT
CHIEF DEPUTY

CERTIFICATE

THE STATE OF TEXAS

COUNTY OF DALLAS COUNTY

I, GARY FITZSIMMONS, CLERK OF THE DISTRICT COURT WITHIN AND FOR THE STATE AND COUNTY AFORESAID, DO HEREBY CERTIFY THAT AT THIS TIME OUR OFFICE IS UNABLE TO LOCATE THE FILE YOU REQUESTED, CAUSE NUMBER F97-75621, ENTITLED THE STATE OF TEXAS VS. ELIEZAR ESCAMILLA.

THE FOLLOWING CERTIFIED COPIES ARE THE ONLY DOCUMENTS IN OUR POSSESSION AT THIS TIME, GIVEN UNDER MY HAND AND SEAL OF OFFICE IN DALLAS COUNTY, TEXAS, THIS 8TH DAY OF FEBRUARY, 2008.

GARY FITZSIMMONS
DISTRICT CLERK
DALLAS COUNTY, TEXAS

BY: 

FELONY RECORDS CLERK

NO. F-9775621-L

THE STATE OF TEXAS
VS.
ELIEZOR ESCAMILLA

IN THE CRIMINAL DISTRICT
COURT 5
DALLAS COUNTY, TEXAS

JUDGMENT ON NEGOTIATED PLEA OF GUILTY
OR NOLO CONTENDERE BEFORE COURT
REFERRAL TO MAGISTRATE
WAIVER OF JURY TRIAL

JULY TERM, A.D., 1997

MAGISTRATE: STEVE HALSEY

JUDGE PRESIDING: MANNY ALVAREZ

DATE OF JUDGMENT: 08/29/97

ATTORNEY
FOR STATE: MARTIN MILLER

ATTORNEY
FOR DEFENDANT: NICK ZOES

OFFENSE
CONVICTED OF: BURGLARY OF A HABITATION

DEGREE: SECOND

DATE OFFENSE COMMITTED: 01/05/97

CHARGING
INSTRUMENT: INDICTMENT

PLEA: NOLO CONTENDERE

TERMS OF PLEA
BARGAIN (IN DETAIL): 6 YRS PENITENTIARY; FINE \$1000.00

PLEA TO ENHANCEMENT
PARAGRAPH(S): N/A

FINDINGS ON
ENHANCEMENT: N/A

FINDINGS ON
DEADLY WEAPON,
BIAS OR PREJUDICE,
AND/OR
FAMILY VIOLENCE: NO FINDING

DATE SENTENCE
IMPOSED: 08/29/97

COSTS: YES

PUNISHMENT AND
PLACE OF
CONFINEMENT: 6 YEARS
OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE
AND A FINE OF \$1,000.00

DATE TO
COMMENCE: 08/29/97

TIME CREDITED: 021997-082997

RESTITUTION/REPARATION: NO

CONCURRENT UNLESS OTHERWISE SPECIFIED.

PA

VOL. 402 PAGE 69

ON THIS DAY, SET FORTH ABOVE, THE ABOVE STYLED AND NUMBERED CAUSE HAVING BEEN DULY AND LEGALLY REFERRED TO A MAGISTRATE FOR THE DISTRICT COURTS OF DALLAS COUNTY THAT GIVE PREFERENCE TO CRIMINAL CASES AND THE CRIMINAL DISTRICT COURTS OF DALLAS COUNTY, CAME ON TO TRIAL PURSUANT TO A NEGOTIATED PLEA AS REFLECTED ABOVE. THE STATE OF TEXAS AND DEFENDANT APPEARED BY AND THROUGH THE ABOVE-NAMED ATTORNEYS AND ANNOUNCED READY FOR TRIAL. DEFENDANT APPEARED IN PERSON IN OPEN COURT. WHERE DEFENDANT WAS NOT REPRESENTED BY COUNSEL, DEFENDANT KNOWINGLY, INTELLIGENTLY, AND VOLUNTARILY WAIVED THE RIGHT OF REPRESENTATION BY COUNSEL. DEFENDANT, IN PERSON AND IN WRITING IN OPEN COURT WAIVED HIS RIGHT OF TRIAL BY JURY, WITH THE CONSENT AND APPROVAL OF HIS ATTORNEY, THE ATTORNEY FOR THE STATE, AND THE COURT. WHERE SHOWN ABOVE THAT THE CHARGING INSTRUMENT WAS BY INFORMATION INSTEAD OF INDICTMENT, THE DEFENDANT DID, WITH THE CONSENT AND APPROVAL OF HIS ATTORNEY WAIVE HIS RIGHT TO PROSECUTION BY INDICTMENT AND AGREE TO BE TRIED ON AN INFORMATION; ALL SUCH WAIVERS, AGREEMENTS AND CONSENTS WERE IN WRITING AND FILED IN THE PAPERS OF THIS CAUSE PRIOR TO THE DEFENDANT ENTERING HIS PLEA HEREIN. DEFENDANT WAS DULY ARRAIGNED IN OPEN COURT AND ENTERED THE ABOVE PLEA TO THE CHARGE CONTAINED IN THE CHARGING INSTRUMENT, AS SHOWN ABOVE. DEFENDANT WAS ADMONISHED BY THE MAGISTRATE OF THE CONSEQUENCES OF THE SAID PLEA AND DEFENDANT PERSISTED IN ENTERING SAID PLEA, AND IT PLAINLY APPEARING TO THE COURT THAT THE MAGISTRATE FOUND THE DEFENDANT TO BE MENTALLY COMPETENT AND THAT SAID PLEA WAS FREE AND VOLUNTARY AND AFTER SUCH FINDINGS BY THE MAGISTRATE, THE SAID PLEA WAS ACCEPTED BY THE MAGISTRATE AND IS NOW ENTERED OF RECORD AS THE PLEA HEREIN OF DEFENDANT. DEFENDANT IN OPEN COURT, IN WRITING HAVING WAIVED THE READING OF THE CHARGING INSTRUMENT, AS SHOWN ABOVE, THE APPEARANCE, CONFRONTATION AND CROSS-EXAMINATION OF WITNESSES, AND AGREED THAT THE EVIDENCE MAY BE BY STIPULATION, CONSENTED TO THE INTRODUCTION OF TESTIMONY ORALLY, BY JUDICIAL CONFESSIONS, BY AFFIDAVITS, WRITTEN STATEMENTS OF WITNESSES AND ANY OTHER DOCUMENTARY EVIDENCE, AND SUCH WAIVER AND CONSENT HAVING BEEN APPROVED BY THE MAGISTRATE IN WRITING AND FILED IN THE PAPERS OF THIS CAUSE; AND, THE MAGISTRATE HAVING HEARD THE DEFENDANT'S WAIVER OF THE READING OF THE CHARGING INSTRUMENT, DEFENDANT'S PLEA THERETO, THE EVIDENCE SUBMITTED, AND THE ARGUMENT OF COUNSEL, WAS OF THE OPINION FROM THE EVIDENCE SUBMITTED THAT DEFENDANT WAS GUILTY OF THE OFFENSE AS SHOWN ABOVE AND THAT THE OFFENSE WAS COMMITTED BY SAID DEFENDANT ON THE DATE SET FORTH ABOVE. THE MAGISTRATE FURTHER MADE ITS FINDINGS AS TO DEADLY WEAPON, FAMILY VIOLENCE, BIAS OR PREJUDICE AND RESTITUTION OR REPARATION AS SET FORTH ABOVE.

AND WHEN SHOWN ABOVE THAT THE CHARGING INSTRUMENT CONTAINS ENHANCEMENT PARAGRAPH(S), WHICH WERE NOT WAIVED OR DISMISSED, THE MAGISTRATE, AFTER HEARING THE DEFENDANT'S PLEA TO SAID PARAGRAPH(S), AS SET OUT ABOVE AND AFTER HEARING FURTHER EVIDENCE ON THE ISSUE OF PUNISHMENT, MADE HIS FINDING AS SET OUT ABOVE; IF TRUE, THE MAGISTRATE WAS OF THE OPINION AND FOUND THAT DEFENDANT HAS BEEN HERETOFORE CONVICTED OF SAID OFFENSE(S) ALLEGED IN THE SAID ENHANCEMENT PARAGRAPH(S) AS MAY BE SHOWN ABOVE.

THEREUPON THE SAID DEFENDANT WAS ASKED BY THE MAGISTRATE WHETHER HE HAD ANYTHING TO SAY WHY SAID SENTENCE SHOULD NOT BE PRONOUNCED AGAINST HIM, AND HE ANSWERED NOTHING IN BAR THEREOF, AND IT HAVING APPEARED TO THE MAGISTRATE THAT DEFENDANT WAS MENTALLY COMPETENT AND UNDERSTANDING OF THE PROCEEDINGS;

IT WAS, THEREFORE, CONSIDERED AND RECOMMENDED BY THE MAGISTRATE, IN THE PRESENCE OF DEFENDANT, AND HIS ATTORNEY, THAT SAID DEFENDANT BE ADJUDGED GUILTY OF THE OFFENSE AS SHOWN ABOVE, AND THAT SAID DEFENDANT BE PUNISHED IN ACCORDANCE WITH THE PUNISHMENT SET FORTH ABOVE, THAT DEFENDANT BE SENTENCED TO A TERM OF IMPRISONMENT OR FINE OR BOTH AS SET FORTH ABOVE, THAT DEFENDANT SHALL BE DELIVERED BY THE SHERIFF TO THE DIRECTOR OF THE INSTITUTIONAL DIVISION OF THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE, OR OTHER PERSON LEGALLY AUTHORIZED TO RECEIVE SUCH CONVICTS FOR THE PUNISHMENT ASSESSED HEREIN, AND THAT SAID DEFENDANT SHALL BE CONFINED FOR THE ABOVE-NAMED TERM IN ACCORDANCE WITH THE PROVISIONS OF LAW GOVERNING SUCH PUNISHMENTS. IT WAS FURTHER RECOMMENDED THAT THE DEFENDANT PAY THE FINE, COURT COST, COSTS AND EXPENSES OF LEGAL SERVICE PROVIDED BY THE COURT APPOINTED ATTORNEY IN THIS CAUSE, IF ANY, AND RESTITUTION OR REPARATION, AS SET FORTH HEREIN, FOR WHICH LET EXECUTION ISSUE.

THE MAGISTRATE FURTHER FOUND THAT THE TERMS OF THE NEGOTIATED PLEA AGREEMENT BETWEEN THE STATE AND DEFENDANT HAVE BEEN FOLLOWED.

THE COURT HAS REVIEWED THE FINDINGS, ACTIONS AND RECOMMENDATIONS OF THE MAGISTRATE IN THIS CAUSE, FINDS THAT THE TERMS OF THE NEGOTIATED PLEA

AGREEMENT IN THIS CAUSE HAVE BEEN FOLLOWED AND HEREBY ADOPTS ALL FINDINGS, ACTIONS AND RECOMMENDATIONS OF THE MAGISTRATE IN THIS CAUSE. THE DEFENDANT IS HEREBY ADJUDGED GUILTY OF THE OFFENSE AS SET OUT ABOVE AND ORDERED PUNISHED IN ACCORDANCE WITH THE RECOMMENDATION OF THE MAGISTRATE. THE JUDGMENT AS SHOWN ABOVE IS HEREBY IN ALL THINGS APPROVED AND CONFIRMED, AND IS HEREBY ORDERED INTO EFFECT.

AND WHEN IT IS SHOWN BELOW THAT PAYMENT OF THE COSTS OF LEGAL SERVICES PROVIDED TO THE DEFENDANT IN THIS CAUSE HAS BEEN ORDERED, THE MAGISTRATE FOUND AND THE COURT APPROVED THE FINDING THAT THE DEFENDANT HAS THE FINANCIAL RESOURCES TO ENABLE THE DEFENDANT TO OFFSET SAID COSTS IN THE AMOUNT ORDERED.

WHEN IT IS SHOWN ABOVE THAT RESTITUTION HAS BEEN ORDERED, BUT THE MAGISTRATE FOUND THAT THE INCLUSION OF THE VICTIM'S NAME AND ADDRESS IN THE JUDGMENT IS NOT IN THE BEST INTEREST OF THE VICTIM, SUCH FINDING IS HEREBY APPROVED BY THE COURT, AND THE PERSON OR AGENCY WHOSE NAME AND ADDRESS IS SET OUT IN THIS JUDGMENT WILL ACCEPT AND FORWARD THE RESTITUTION PAYMENTS TO THE VICTIM.

DEFENDANT IS HEREBY ORDERED REMANDED TO JAIL UNTIL SAID SHERIFF CAN OBEY THE DIRECTIONS OF THIS JUDGMENT.

FOLLOWING THE DISPOSITION OF THIS CAUSE THE DEFENDANT'S FINGERPRINT WAS, IN OPEN COURT, PLACED UPON A CERTIFICATE OF FINGERPRINT. SAID CERTIFICATE IS ATTACHED HERETO AND IS INCORPORATED BY REFERENCE AS A PART OF THIS JUDGMENT.

WHEN REQUIRED, A PRESENTENCE INVESTIGATION WAS CONDUCTED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF LAW.

** NO VICTIM IMPACT STATEMENT HAS BEEN RECEIVED BY THE COURT **
COURT COSTS IN THE AMOUNT OF \$126.50

Murray & Murray

JUDGE PRESIDING

JUDGMENT
CERTIFICATE OF THUMBPRINT

CAUSE NO. F97-75621

THE STATE OF TEXAS

VS.

Ezequiel Escamilla

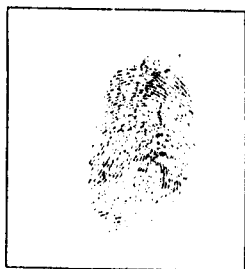
IN THE

DISTRICT COURT

DALLAS COUNTY, TEXAS

Criminal

#5



Right
Thumb*

Defendant's Right hand

THIS IS TO CERTIFY THAT THE FINGERPRINTS ABOVE ARE THE ABOVE-NAMED DEFENDANT'S FINGERPRINTS TAKEN AT THE TIME OF DISPOSITION OF THE ABOVE STYLED AND NUMBERED CAUSE.

DONE IN COURT THIS 29th DAY OF August, 1997.

Billy Moorhead
BAILIFF/DEPUTY SHERIFF

*Indicate here if print other than defendant's right thumbprint is placed in box:

☐ left thumbprint

☐ left/right index finger

☐ other, _____

002151

002152

COMPLAINT

THE STATE OF TEXAS §
COUNTY OF CAMERON §

In the Name and by the Authority of the State of Texas:

BEFORE ME, the undersigned authority, on this day personally appeared JOE V. GARZA, who after being by me duly sworn, on oath deposes and says: That he has good reason to believe and does believe that heretofore, to wit, on or about the 17TH day of MARCH, A.D. 19 86, and before the making and filing of this Complaint, in the County of Cameron and State of Texas, ALFREDO HINOJOSA, the Defendant, did then and there unlawfully, while intoxicated drive and operate a motor vehicle in a public place,

against the peace and dignity of the State.

Joe V. Garza Complainant
Sworn to and subscribed before me, this 13TH day of MAY, 19 86
Carol A. Hatcher
Assistant County (Criminal District) Attorney

INFORMATION

In the Name and by the Authority of the State of Texas:

The County (Criminal District) Attorney of the County of Cameron, State of Texas in behalf of said State, presents in the County Courts at Law of Cameron County, Texas, at the MAY Term, 19 86 of said Court, that heretofore, to wit, on or about the 17TH day of MARCH, A.D. 19 86, and before the making and filing of this information, in the County of Cameron and State of Texas,

ALFREDO HINOJOSA, the Defendant, did then and there unlawfully, while intoxicated, namely not having the normal use of Defendant's mental and physical faculties by reason of the introduction of alcohol, controlled substances, and drugs into Defendant's body, drive and operate a motor vehicle in a public place,

AND SUCH ATTORNEY, upon Oath in said court does further present that the Defendant, on or about the 17TH day of MARCH, 19 86, and anterior to the presentation of this complaint and information, in the County of Cameron and State of Texas, did then and there unlawfully, while intoxicated, namely having an alcohol concentration of at least 0.10, drive and operate a motor vehicle in a public place,

against the peace and dignity of the State.

By BENJAMIN EURESTI, JR.
Carol A. Hatcher
Assistant County (Criminal District) Attorney

1617997

A CERTIFIED COPY

Joe G. Rivero
Cameron County Clerk
Page 1

CAUSE NO. 10-44-5374

THE STATE OF TEXAS

VS.

IN THE COUNTY COURT

AT LAW NO. 1 OF

CAMERON COUNTY, TEXAS

-000-

WRITTEN WAIVER OF COUNSEL, WAIVER OF JURY AND PLEA OF GUILTY

BEFORE ME, the undersigned authority, on this day personally appeared,
 who, after being duly sworn on this oath, states as follows;

NOW COMES the undersigned defendant in this cause and represents to the court that I have no attorney, that I do not intend to employ counsel herein, and that I waive any right I may have, on application therefore, to have the court appoint an attorney to defend me in this cause;

I further represent to the court that I desire to make immediate disposition of this case by here and now entering my plea of guilty herein, waiving trial by jury and submitting it to the court on all issues of law and fact:

I understand that the punishment prescribed for the offense of DRIVING WHILE INTOXICATED 1ST OFFENSE to which I here plead guilty is by confinement in the county jail of Cameron County, Texas, for a term of not less than 72 HOURS nor more than 2 YEARS and/or a fine of not less than \$100.00 nor more than \$2,000.00

AND I FURTHER REPRESENT TO THIS COURT THE FOLLOWING: IF I AM NOT A CITIZEN OF THE UNITED STATES OF AMERICA, MY PLEA OF GUILTY OR NOLO CONTENDERE TO THE ABOVE MENTIONED OFFENSE CHARGED MAY RESULT IN MY DEPORTATION FROM THIS COUNTRY, THE EXCLUSION FROM ADMISSION TO THIS COUNTRY, OR DENIAL OF NATURALIZATION UNDER FEDERAL LAW.

WHEREFORE, PREMISES CONSIDERED, I, the undersigned defendant, pray the court to proceed immediately on the filing hereof to arraign me in this cause, to accept my plea of guilty and waiver of trial by jury, to enter judgment thereon and, having entered the same, to immediately sentence me in the manner provided by law, waiving for said purpose every provision of law the effect of which would delay or arrest entry of judgment or imposition of sentence herein.

JUL 18 1986

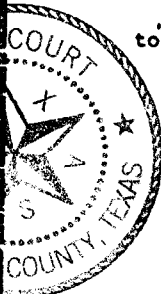
SWORN TO AND SUBSCRIBED BEFORE ME this 18 day of July, 1986.

MIKE SHILDON, COUNTY CLERK OF
CAMERON COUNTY, TEXAS

DEPUTY

The above waiver of counsel being examined by me and found to state the truth, it is in all things granted.

JUDGE PRESIDING



A CERTIFIED COPY
 Joe G. Rivas, County Clerk
 Cameron County, Texas
 Page 1 of 1

CAUSE NO. 86-CCR-2387-A

THE STATE OF TEXAS

VS.

ALFREDO HINOJOSAI
I
I
I

IN THE COUNTY COURT

AT LAW NO. 1 OF

CAMERON COUNTY, TEXAS

-000-

BE IT REMEMBERED that on the 18th day of JULY, 19 86, this case was called for trial, and the State appeared by her Assistant Criminal District Attorney, and the Defendant, Alfredo Hinojosa, appeared in person, having filed a written waiver of counsel previously approved by the Court, and all parties announced ready for trial, and the Defendant, in open court, in person, after having been duly arraigned, pleaded guilty/nolo contendere to the charge in the information. The Defendant was admonished by the Court of the range of punishment attached to the offense and the fact that any recommendation of the Prosecuting Attorney as to punishment is not binding on this Court. It plainly appearing to the Court that the Defendant is mentally competent and that his/her plea is free and voluntary and the said plea was by the Court received and is now entered upon the Minutes of the Court as the plea herein of said Defendant. Thereupon, the Defendant, in person, in open court, having waived the right of trial by jury in writing, requested the Court to approve the waiver of jury. The Court then determined that such waiver in writing, signed by the Defendant, had been filed herein before the Defendant entered his/her plea of guilty/nolo contendere. The consent and approval of the Court for the Defendant to waive the right of trial by jury was then granted.

WHEREUPON, the Defendant proceeded to trial before the Court, who having heard and considered the pleadings and evidence offered, is of the opinion therefrom, and so finds that the Defendant is guilty of the offense of

DRIVING WHILE INTOXICATED, which offense was committed on the 17th day of MARCH, 1986, in Cameron County, Texas.

IT IS, THEREFORE, CONSIDERED AND ADJUDGED by the Court that the Defendant is guilty of the offense of Driving While Intoxicated, as charged in the information herein, as confessed by him/her in his/her plea of guilty/nolo contendere herein made.

HEREAFTER, on the 18th day of JULY, 19 86, this case was again called for hearing, all parties having announced ready to proceed, the case proceeded in the punishment phase, and the Court having heretofore found the Defendant guilty of the offense charged in the information IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the Defendant be punished by confinement in the county jail for a period of 30 days, and by a fine of \$ 200.00 and that the State of Texas do have and recover of the said Defendant all costs in this prosecution expenses, for which execution will issue.

The said Defendant having made application in due time and form for probation under the Misdemeanor Adult Probation and Supervision Law of this State on this conviction herein, and the Court being of the opinion and finding from the evidence herein that the Defendant, ALFREDO HINOJOSA, should be placed on probation, and that the imposition of sentence under the Judgment of this Court herein shall be and the same is hereby suspended for a period of 12 months, from the date hereof. Said probation and suspension of imposition of said sentence shall be conditioned that the Defendant during the entirety of the term of probation shall).

WAIVER OF ATTORNEY-PLEA OF GUILTY ~~RECORDED~~

1.

Vol. 131 Page 727-732

Criminal

A CERTIFIED COPY

Jocelyn C. [illegible]

Cameron County, Texas

Page [illegible]

- (a) Commit no offense against the laws of this State or any other State or of the United States;
- (b) Avoid injurious or vicious habits;
- (c) Avoid persons or places of disreputable or harmful character;
- (d) Report to the Probation Officer at the Probation Office once each month, as instructed by the Probation Officer;
- (e) Report to the Probation Officer (in addition to the reporting required by (d) above) when, where and in the manner as may hereafter be ordered by the Court through the Probation Officer;
- (f) Permit the Probation Officer to visit Probationer at Probationer's home, work, or elsewhere at any and all times;
- (g) Work faithfully at suitable employment as fair as possible;
- (h) Remain in Cameron County, Texas, unless Probationer shall have first secured the written consent of the Court to leave the county and filed it in the papers of this cause;
- (i) Pay \$ 200.00 every month between the first and tenth day of the month beginning in the month next following entry of this Judgment, until the fine of \$ shall have been paid; (filed by CT. 18, 1986)
- (j) Pay court costs in the sum of \$ 90.00 by OCT. 18, 1986 days after the date of entry of this Judgment.
- (k) Pay a Probation fee of \$12.00 per month every month of the Probation period between the first and tenth day of the month beginning in the month next following entry of this Judgment until the sum of \$ 216.00 shall have been paid; (PROBATION FEES WAIVED FOR THE FOLLOWING REASONS:)

- (l) Pay \$ --0-- restitution, in equal monthly installments of \$ --0-- each between the first and tenth day of every month beginning in the month next following the entry of this Judgment and continuing until such restitution is paid in full;
- (m) Support Probationer's legal dependents;
- (n) File with the Probation Officer at the Probation Office between the first and tenth day of every month following a default in any payment required of Probationer by this Judgment a detailed statement in writing under oath of all income and expenses received and expended by the Probationer during the entire month in which the default occurred;
- (o) File with the Probation Officer at the Probation Office each month next following a calendar month in which Probationer was gainfully employed less than 150 hours a detailed statement in writing under oath of all efforts made by Probationer to secure and hold employment during the entire month in which not gainfully employed 150 hours.
- (p) Within ten (10) days after the event, report in writing to the Probation Officer any arrest of Probationer and/or criminal charge filed against Probationer;
- (q) OPTIONAL CONDITIONS WHICH APPLY TO DEFENDANT'S PLACED ON PROBATION FOR DRIVING WHILE INTOXICATED. (Apply the ones initialed by the Court):

DWI
2

Vol. 131 Page 729-732

Criminal Minutes

A CERTIFIED COPY
Joe G. Brown, County Clerk



(1) Defendant shall serve _____ (4-ws/nights/weekends) in Confinement in Cameron County jail pursuant to the attached order.

AM (2) Attend and successfully complete before the 181st day after probation is granted an eight hour educational program of the Probation Officer designed to rehabilitate persons who have driven while intoxicated. The Probation Officer shall schedule the probationer for such classes and the probationer shall attend as scheduled. Pay \$15.00 fee within 30 days. (EDUCATIONAL PROGRAM WAIVED FOR THE FOLLOWING REASONS:)

10 hours of Prob. class

(3) If you operate any motor vehicle, obtain and maintain at least minimum limits of automobile liability insurance as required by V.C.S. 6701 h 1A. Proof of such insurance shall be shown to the Probation Officer within 15 days of date of this Order and monthly throughout the probation term.

(4) Abstain from consumption of any alcoholic beverages during the probation term.

(5) Defendant shall participate in the following initialed counseling programs for alcohol/drug abuse dependency under the direction and supervision of the Probation Officer:

(OUT-PATIENT COUNSELING PROGRAMS)

____ Tropical Texas M.H.M.R.

____ Alcoholics Anonymous

____ Fairlight, Inc.

____ Midway House (Harlingen, Texas)

____ Palmer Drug Abuse Program

____ Tropical Texas M.H.M.R. Drug Counseling/Screening Program

____ OTHER: _____

(IN-PATIENT TREATMENT PROGRAMS)

____ Rio Grande State Center (Harlingen, Texas)

____ Midway House (Harlingen, Texas)

____ D.E.A.R. Unit (Brownsville, Texas)

____ OTHER: _____

(6) HOURS OF COMMUNITY SERVICE under the Supervision of the Probation Officer.

OTHER: *Transfer Officer's Report*
to Hidalgo County, Texas



RECORDED

Vol. 131 Page 729-732

DVI
3.

Criminal Minutes

A CERTIFIED COPY
Joe G. [illegible]

By the term "the Probation Officer" as used herein is meant any Cameron County Adult Probation Officer; by the term "Probation Office" is meant the Cameron County Adult Probation Office, Brownsville, Texas; by the term "Probationer" is meant the Defendant in this cause.

All payments required of Probationer by this Judgment shall be paid within the time specified at the Probation Office to the Probation Officer for which Probationer shall receive the Probation Officer's sequentially numbered receipt evidencing payment.

All payments received under this Judgment shall be forthwith deposited by the Probation Officer in the Cameron County Adult Probation Trust Fund in the County Depository and thereafter disbursed in accordance with the County Court's Order of September 6, 1979, recorded in Volume 63, Page 229, of the Minutes of this Court. Under the authority of that Order and this Judgment, disbursement shall be made without further order of the Court:

1. \$ -0- Restitution
2. \$ 90.00 Court Costs
3. \$ 200.00 Fine
4. \$ --0-- Court Appointed Attorney's Fees

such disbursement to be made upon full collection of the amounts above specified or periodically on a pro rata basis. All other payments made under this Judgment shall await further written order of the Court as per the County Court's Order of September 6, 1979.

This Court reserves all rights vested in it by law to control by its further orders, the modification and termination of the provisions of the probation hereinabove set out, its jurisdiction fulfillment of the conditions of said probation.

SIGNED FOR ENTRY this 18th day of JULY, 19 86.



[Signature]
JUDGE PRESIDING

RECORDED

Vol. 131 Page 729-732

Criminal Minutes

A CERTIFIED COPY
Joe G. Rivers, County Clerk
Cameron County, Texas
Page 4 of 4

NO. 86-CCR-2387-A

THE STATE OF TEXAS

§

IN THE COUNTY COURT

VS.

§

AT LAW NO. 1

ALFREDO HINOJOSA

§

OF CAMERON COUNTY, TEXAS

STATE'S MOTION TO REVOKE PROBATED SENTENCE

NOW COMES, BENJAMIN EURESTI, JR., County (Criminal District) Attorney of Cameron County, Texas, and would show the Court that ALFREDO HINOJOSA, the Defendant against whom Judgment of conviction was rendered herein upon his plea of guilty, to DRIVING WHILE INTOXICATED, on JULY 18, 1986, and who was assessed a punishment of confinement in the CAMERON COUNTY JAIL for a period of THIRTY (30) DAYS, and whose sentence upon said conviction was made probationary, and who was then as there probated to the Adult Probation Office, has violated the terms and conditions of said probation since it was granted. The terms and conditions of said probation, among other things, provided that Defendant shall:

Commit no offense against the laws of this State or any other State or of the United States;

Pay \$200.00 fine by October 18, 1986;

F B

NOV 18 1986

[Signature]

The said BENJAMIN EURESTI, JR., would further show unto the Court that the said Defendant ALFREDO HINOJOSA, has violated the terms of his said probation, to-wit:

REV. 1/82

A CERTIFIED COPY
Joe G. Ray, County Clerk
Cameron County, Texas
Page 1 of 2